

Law Offices
Martin, Craig, Chester & Sonnenschein
115 South La Salle Street
Chicago, Illinois
60603

SYDNEY G. CRAIG (1918-1979)
CHARLES G. CHESTER
HUGO SONNENSCHNEIN (1917-1981)
W. B. MARTIN GROSS
RICHARD J. KISSEL
DONALD E. TOLVA
CHARLES L. MICHOD, JR.
THOMAS B. CASSIDY
THOMAS H. DONOHUE
DAVID C. FALLS
ROBERT R. EKROTH
JEFFREY C. FORT

ROBERT W. EARMART, JR.
ROY M. HARSCH
LOIS J. BASEMAN
JOANNA C. NEW
CATHLEEN M. KEATING
CAROL L. DORGE
NICHOLAS J. NEDEAU

May 26, 1983

Mr. Ernst P. Hall
Chief, Metal and Machinery Branch
Effluent Guidelines Division (WH-552)
United States Environmental
Protection Agency
401 M Street, S.W.
Washington, D.C. 20460

Re: Nonferrous Metals Manufacturing Point Source Category,
Effluent Limitations, Guidelines, Pretreatment
Standards and New Source Performance Standards,
48 Fed. Reg. 7032, February 17, 1983

Dear Mr. Hall:

On behalf of Cerro Copper Products Co. of East St. Louis, Illinois, I am submitting comments with respect to proposed effluent guidelines, limitations, pretreatment standards and new source performance standards for the nonferrous metals manufacturing point source category, published at 48 Fed. Reg. 7032, February 17, 1983.

The American Mining Congress has prepared comments concerning the overall effect of the proposed regulations on its member industries. Cerro Copper intends to adopt those comments as its own, and assumes it will fully support the positions and opinions expressed by the AMC. However, due to the delay in preparation of the AMC comments, Cerro Copper will not have an opportunity to review carefully those comments prior to the May 27, 1983 deadline. If, after a careful reading of the AMC comments, Cerro has any additional comments concerning the proposed regulations, I will immediately forward them to your attention.

cc. A. L. Schmitt
J. R. Mott
S. A. Sivert
FILE
F.Y.I.
Eliz. Lee - Feb 1983
144779
TELEPHONE 368-9700
AREA CODE 312

JACOB H. MARTIN
WILLARD ICE (1915-1980)
ADELOR J. PETIT, JR.
ROY E. OLIN
OF COUNSEL

C07743

Mr. Ernst P. Hall

Page Two

May 26, 1983

By this letter, Cerro Copper wishes to emphatically object to the Agency's proposed zero discharge limitation for the secondary copper processing subcategory, particularly as it would apply to Cerro Copper. As I have repeatedly stated in my letters to you of February 21, 1983 and March 1, 1983 (concerning the proposed copper forming and metal molding and casting categorical regulations) the proposed pretreatment regulations, particularly the removal credits provisions, could impose a very serious impact upon Cerro Copper and the Village of Sauget, where it operates a copper processing facility. Cerro Copper has been assured by U.S.EPA that the pretreatment regulations were not intended to be applied to jeopardize the operation of the Sauget POTW and the regional wastewater treatment facility for southwestern Illinois. If this is true, Cerro Copper wishes to again call this matter to your attention and requests the following subsection (c) be added to proposed Section 421.65 of 40 C.F.R. 421, Subpart F:

421.65 Pretreatment Standards For Existing Sources.
* * *

- (c) Notwithstanding paragraphs (a) and (b) of this section, the treatment of effluent by the regional wastewater treatment plant constructed to process wastewater from East St. Louis (Illinois), the Metro-East Sanitary District, the Village of Cahokia and the Commonfields of Cahokia Public Water District shall constitute compliance with all requirements in this section for pretreatment by any industrial source contributing influent to the regional treatment plant; provided, however, that no interference or pass through of pollutants from the secondary copper processing subcategory shall occur incident to the operation of the regional treatment plant.

On behalf of Cerro Copper, I reiterate my urgent request that in considering those regulations for promulgation, U.S.EPA recognize the Sauget situation and provide the appropriate exception for it.

Very truly yours,


Richard J. Kissel

RJK:ek

cc: Mr. Paul Tandler
Mr. Douglas McAllister

C07744